

**IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION**

**FREDERICK TUBBS**

**PLAINTIFF**

**VS.**

**NO. 4:05-cv-36-TSL-JMR**

**SYSCO FOOD SERVICES OF JACKSON, LLC;  
ORLANDO NEAL, INDIVIDUALLY;  
MICHAEL TIBBIT, INDIVIDUALLY; AND  
BYRON PITTMAN, INDIVIDUALLY**

**DEFENDANTS**

---

**AGREED ORDER OF DISMISSAL**

---

By agreement of the parties, this matter is hereby dismissed with prejudice with each party to bear its own costs.

SO ORDERED, this 27<sup>th</sup> day of June, 2006.

/s/ Tom S. Lee  
U. S. DISTRICT COURT JUDGE

AS AGREED TO BY THE PARTIES:

s/ John M. Mooney, Jr.  
John M. Mooney, Jr., Esq.  
Attorney for the Plaintiff

s/ Richard A. Hammond  
Richard A. Hammond, Esq.  
Attorney for the Defendants